

91<sup>st</sup> Legislative Session – 2016

Committee: House Transportation

Tuesday, February 09, 2016

P - Present  
E - Excused  
A - Absent

Roll Call

P Feickert  
P Schrempp  
P Bolin  
E Kaiser  
P Rasmussen  
P Rounds  
P Schaefer  
P Schoenbeck  
P Stalzer  
P Steinhauer  
P Werner  
P Duvall, Vice-Chair  
P Verchio, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chairman, Representative Verchio.

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 2<sup>ND</sup>, 2016

Moved by: Schrempp  
Second by: Rounds  
Action: Prevailed by voice vote.

HB 1188: exempt certain operations of school buses from commercial motor vehicle fees.

Presented by: Representative Westra

MOTION: DO PASS HB 1188

Moved by: Duvall  
Second by: Werner  
Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Feickert, Schrempp, Bolin, Rasmussen, Rounds, Schaefer, Schoenbeck, Stalzer, Steinhauer, Werner, Duvall, Verchio

Excused: Kaiser

**MOTION:** PLACE HB 1188 ON CONSENT CALENDAR

Moved by: Duvall  
Second by: Rounds  
Action: Prevailed by voice vote.

HB 1164: waive the requirement to display a front motor vehicle license plate on certain special interest motor vehicles.

Presented by: Representative Zikmund (Handout: 1)  
Proponents: Jeremiah Murphy, SD United Car Council  
Senator Rampelberg, Rapid City, self  
Mike Skiles, Sioux Falls, self  
Bill Kullander, Sioux Falls, self  
Marie Nordstrom, Garretson, self  
Representative Campbell, Rapid City, self  
Others: Rosa Yaeger, Department of Revenue, answered questions

**MOTION:** AMEND HB 1164

1164ob

On the printed bill, delete everything after the enacting clause and insert:

" Section 1. That chapter 32-5 be amended by adding a NEW SECTION to read:

Any person who is a resident of this state and is the owner of a special interest motor vehicle may apply to the county treasurer of the applicant's county of residence for a special interest motor vehicle license plate. The application shall be on a form prescribed by the secretary and is in addition to any other forms required by this chapter. The applicant shall meet all of the requirements in section 4 of this Act and pay any applicable fees in order to receive a special interest motor vehicle license plate.

For purposes of this Act, a special interest motor vehicle is a vehicle that is collected, preserved,

restored, or maintained by the owner as a leisure pursuit and is not used for general or commercial transportation. The special interest motor vehicle license plate may be placed on any automobile, pickup, truck, or van licensed pursuant to § 32-5-6 that qualifies as a special interest motor vehicle.

Section 2. That chapter 32-5 be amended by adding a NEW SECTION to read:

The special interest motor vehicle plate shall be issued in place of the regular plates issued pursuant to § 32-5-85. The special interest motor vehicle plate shall be numbered and designed by the secretary to be visibly distinct from regular noncommercial license plates. The special interest motor vehicle plate shall be reflectorized and validated with a decal each year in the same manner as noncommercial license plates. Notwithstanding the requirements of § 32-5-98, a vehicle for which a special interest motor vehicle license plate is issued is not required to display a number plate on the front of the vehicle. The special interest motor vehicle license plate shall be securely fastened to the rear of the special interest motor vehicle in a horizontal and upright position.

Section 3. That chapter 32-5 be amended by adding a NEW SECTION to read:

In addition to the noncommercial annual registration fees, each applicant for a special interest motor vehicle license plate shall pay an annual twenty-five dollar fee. All fees collected pursuant to this section shall be credited to the license plate special revenue fund.

Section 4. That chapter 32-5 be amended by adding a NEW SECTION to read:

An application for a special interest motor vehicle license plate, as provided for in section 1 of this Act, shall include a signed affidavit wherein the applicant attests to the following:

- (1) The motor vehicle for which the special interest motor vehicle license plate is sought is driven less than six thousand miles per year;
- (2) The motor vehicle for which the special interest motor vehicle license plate is sought is not used for general or commercial transportation, but rather for occasional transportation, public displays, parades, and related pleasure or hobby activities; and
- (3) The current reading on the odometer of the special interest motor vehicle.

The secretary may, at any time, require an applicant to provide additional information to determine if the applicant meets the special interest motor vehicle license plate requirements.

An applicant shall annually, at the time of registration renewal, submit the current odometer reading of the special interest motor vehicle. If an applicant fails to provide this information the registration may not be renewed.

Section 5. That chapter 32-5 be amended by adding a NEW SECTION to read:

If an applicant misuses the special interest motor vehicle license plate by not adhering to the special interest motor vehicle license plate requirements, that applicant shall surrender to the department all special interest motor vehicle license plates in his or her possession and is not eligible for a special interest motor vehicle plate for a period of three years.

Section 6. That § 32-5-67 be amended to read:

32-5-67. All fees received pursuant to §§ 32-5-42, 32-5-42.2, 32-5-65, 32-5-65.1, 32-5-159, ~~and 32-5-160, and this Act~~ shall be credited to a fund to be known as the license plate special revenue fund. The special revenue fund shall be expended for the purchase of special plates required pursuant to this chapter and the expenses of the office incident to the issuance thereof. Disbursements from this fund shall be made by warrants drawn by the state auditor on vouchers duly approved by the secretary."

Moved by: Rounds  
Second by: Werner  
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1164 AS AMENDED

Moved by: Rounds  
Second by: Bolin  
Action: Prevailed by roll call vote. (11-0-2-0)

Voting Yes: Feickert, Schrempp, Bolin, Rasmussen, Rounds, Schaefer, Stalzer, Steinhauer, Werner, Duvall, Verchio

Excused: Kaiser, Schoenbeck

MOTION: AMEND TITLE OF HB 1164

1164ota

On page 1, line 1, of the printed bill, delete everything after "Act to" and insert "provide for a special interest motor vehicle license plate for certain vehicles under certain conditions."

On page 1, delete line 2.

Moved by: Duvall  
Second by: Rounds

Action: Prevailed by voice vote.

HB 1184: create a transportation oversight committee.

Presented by: Representative Verchio

Opponents: Hunter Roberts, Governor'S Office

MOTION: TO TABLE HB 1184

Moved by: Steinhauer

Second by: Rounds

Action: Prevailed by roll call vote. (11-0-2-0)

Voting Yes: Feickert, Schrempp, Bolin, Rasmussen, Rounds, Schaefer, Stalzer, Steinhauer, Werner, Duvall, Verchio

Excused: Kaiser, Schoenbeck

MOTION: ADJOURN

Moved by: Schaefer

Second by: Stalzer

Action: Prevailed by voice vote.

Colleen Hunt  
Committee Secretary

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Mike Verchio, Chair